IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

THURSDAY, THE 15TH FEBRUARY 2007 / 26TH MAGHA 1928

WP(C).No. 3000 of 2007(F)

PETITIONER:

SAJEESH.K. URUDU TEACHER,
BRINDAVANAM AUP SCHOOL,
P.O.MENHANNIAM, PERAMBRA,
KOZHIKODE DISTRICT.

BY ADV. SRI.P.K.SURESH KUMAR
SMT.PRIYA VIJAYAN

RESPONDENTS:

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1. THE STATE OF KERALA, REPRESENTED BY ITS SECRETARY, DEPARTMENT OF GENERAL EDUCATION, THIRUVANANTHAPURAM.

2. THE DIRECTOR OF PUBLIC INSTRUCTION, THIRUVANANTHAPURAM.

3. THE ASSISTANT EDUCATIONAL OFFICER, PERAMBRA, KOZHIKODE DISTRICT.

4. THE MANAGER,
BRINDAVANAM A.U.P.SCHOOL,
P.O.MENHANNIAM, PERAMBRA,
KOZHIKODE DISTRICT.

BY GOVT. PLEADER SRI. A.J. VARGHESE.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 15/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.M.JOSEPH, J

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WP.(C) No.3000 OF 2007

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Dated this the 15th day of February, 2007

JUDGMENT

Case of the petitioner is as follows:

Petitioner was working as part-time Urdu Teacher in the fourth respondent School and he was appointed as full time Urdu teacher with effect from 15.7.2001. By Ext.P3 Government in principle approved the appointment and directed the Director of Public Instruction to settle the matter, if it is otherwise in order. Complaint of the petitioner is that the DPI has not passed final orders in accordance with the direction of the Government and it is absolutely illegal. From the exhibits produced it can be seen that the DPI made it over to the AEO, Perambra, the third respondent, directing him to settle the issue accordingly, if it is otherwise in order. Apparently the third respondent as evident from order dated 5.1.2005 again written to the second respondent seeking certain clarifications. But thereafter there is no action.

2. Heard Government Pleader also. Government Pleader submits

that it is the DPI, who has to take a decision in the matter.

In such circumstances there will be a direction to the second respondent to consider the matter in accordance with law, taking note of Ext.P3, and after hearing the petitioner and the Manager and issue final orders within a period of two months from the date of receipt of a copy of this judgment.

The writ petition is disposed of as above.

(K.M. JOSEPH, JUDGE)

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K.M.JOSEPH, JJ.

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W.A. No. OF

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JUDGMENT

Dated this the day of February, 2006.